

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE BOARD OF PATENT APPEALS

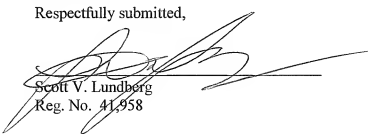
Appellants:	Robert D. Horning	<b>Response to Notice of Non-compliant Brief</b>
Serial No.	10/673,453	
Filing Date	September 30, 2003	
Group Art Unit	2834	
Examiner	Tamai, Karl I.	
Attorney Docket No.	H0004181-5601	
Title: POLYMER ACTUATOR HAVING A CIRCULAR UNIT CELL		

**REMARKS**

The Examiner stated that the Appeal Brief filed on 4/20/2006 was non-compliant with the provisions of 37 CFR 41.37(c)(1)(v) for failure to point out where in the specification all the features of the independent claims are found. In particular, the Examiner stated that "the claimed invention is not mapped to the independent claims on appeal, which shall refer to specification by page and line number and to the drawings, if any." The attached replacement brief summary is submitted in order to comply with the requirements of the notification of non-compliant appeal brief. In addition, the attached replacement brief summary has been submitted in lieu of an entire new amended brief in order to comply with MPEP 1205.03(B) which states "an entire new brief need not, and should not, be filed. Rather, a paper providing a summary of the claimed subject matter as required by 37 CFR 41.37(c)(1)(v) will suffice."

Respectfully submitted,

Date: 11/14/06

  
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